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17 Attorneys for Defendant
18 EXPERIAN INFORMATION
19 SOLUTIONS, INC.

20 **UNITED STATES DISTRICT COURT**
21 **NORTHERN DISTRICT OF CALIFORNIA**

22 *E-FILED - 8/23/06*

23 MICHAEL ARIKAT AND PASIMA
24 ARIKAT,

25 Plaintiffs,

26 v.

27 JP MORGAN CHASE & CO.; LOWE'S
28 HIW, INC.; MACY'S DEPARTMENT
STORES, INC.; MBNA MARKETING
SYSTEMS, INC.; MIDCOAST CREDIT
CORP.; DISCOVER FINANCIAL
SERVICES, INC.; HOME DEPOT USA,
INC.; SEARS, ROEBUCK & CO.;
WELLS FARGO FINANCIAL
CALIFORNIA, INC.; FAIR ISAAC
CORP.; TRANS UNION LLC; EQUIFAX
INC.; EXPERIAN SERVICES CORP.;

29 Defendants.

30 **CASE NO. C: 06 0330 RMW**

31 **STIPULATION OF PARTIES**
32 **REQUESTING CONTINUANCE OF**
33 **INITIAL CASE MANAGEMENT**
34 **CONFERENCE AND OBLIGATION TO**
35 **MEET AND CONFER AND**
36 **ORDER**

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1 Pursuant to Rules 6-2 and 7-11 of the Civil Local Rules of the Northern District of
2 California, all parties to this action, through their duly authorized undersigned counsel, stipulate
3 and request as follows:

4 WHEREAS, the complaint in this action was filed on January 18, 2006;

5 WHEREAS, Discover Financial Services, Inc., Fair Isaac Corporation, Macy's

6 Department Stores, Inc., Lowe's HIW Inc. and TransUnion LLC filed motions to dismiss the
7 complaint or, in the alternative, motions for more definite statement. All motions, except
8 TransUnion LLC's motion, were heard by this Court on April 28, 2006;

9 WHEREAS, on May 3, 2006, the Court granted Discover Financial Services, Inc., Fair
10 Isaac Corporation, Macy's Department Stores, Inc., and Lowe's HIW Inc.'s motions to dismiss
11 and granted plaintiffs leave to amend;

12 WHEREAS, the first amended complaint in this action was filed on May 30, 2006;

13 WHEREAS, the Court has scheduled a Case Management Conference for August 25,
14 2006, and ordered the parties to submit a Joint Case Management Statement by August 18, 2006;

15 WHEREAS, Discover Financial Services, Inc., Fair Isaac Corporation, Macy's
16 Department Stores, Inc., and Lowe's HIW Inc. filed motions to dismiss the first amended
17 complaint or, in the alternative, motions for more definite statement;

18 WHEREAS, the aforementioned motions were scheduled to be heard by this Court on
19 August 4, 2006, but the hearing did not go forward;

20 WHEREAS, the parties believe that, in the interests of efficiency and of avoiding
21 potentially unnecessary expenses, the Case Management Conference should be continued until a
22 reasonable period of time following the Court's ruling on the currently pending motions to
23 dismiss (the parties respectfully propose that the Case Management Conference be continued to
24 October 20, 2006).

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1 IT IS HEREBY STIPULATED by and between the parties, through their respective
2 counsel:

3 1. The Case Management Conference and the deadline for filing a Case Management
4 Statement are hereby continued.
5 2. The Court shall schedule a Case Management Conference for October 20, 2006.

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7 Dated: August 21, 2006

Respectfully submitted,

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LAW OFFICES OF STANLEY G. HILTON

By: /s/ Stanley G. Hilton
Stanley G. Hilton

Attorneys for Plaintiffs MICHAEL ARIKAT
AND PASIMA ARIKAT

Dated: August 21, 2006

Respectfully submitted,

STROOCK & STROOCK & LAVAN LLP

By: /s/ Andrew W. Moritz
Andrew W. Moritz

Attorneys for Defendants
SEARS ROEBUCK & CO. AND HOME
DEPOT U.S.A., INC.

Dated: August 21, 2006

Respectfully submitted,

STROOCK & STROOCK & LAVAN LLP

By: /s/ Deborah E. Barack
Deborah E. Barack

Attorneys for Defendant
TRANSUNION LLC

1
2 Dated: August 21, 2006

Respectfully submitted,

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6 HANSON BRIDGETT MARCU VLAHOS &
7 RUDY, LLP

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9
10 By: /s/ Julia H. Veit
11 Julia H. Veit

12
13 Attorneys for Defendant
14 FAIR ISAAC CORPORATION

15 Dated: August 21, 2006

Respectfully submitted,

16 DAVIS WRIGHT TREMAINE LLP

17
18 By: /s/ Stephen M. Rummage
19 Stephen M. Rummage

20
21 Attorneys for Defendants
22 LOWE'S HIW, INC. AND MACY'S
23 DEPARTMENT STORES, INC.

24 Dated: August 21, 2006

Respectfully submitted,

25 REED SMITH LLP

26
27 By: /s/ Felicia Yu
28 Felicia Yu

Attorneys for Defendant
DISCOVER FINANCIAL SERVICES, INC.

Dated: August 21, 2006

Respectfully submitted,

MORRISON & FOERSTER LLP

29
30 By: /s/ James R. McGuire
31 James R. McGuire

32
33 Attorneys for Defendant
34 WELLS FARGO FINANCIAL
35 CALIFORNIA, INC.

1 Dated: August 21, 2006

Respectfully submitted,

2 ERICKSEN, ARBUTHNOT, KILDUFF, DAY
3 & LINDSTROM, INC.

4

5 By: /s/ Albert M.T. Finch, III

6 Albert M.T. Finch, III

7 Attorneys for Defendant
8 EQUIFAX INFORMATION SERVICES LLC

9 Dated: August 21, 2006

Respectfully submitted,

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11 JONES DAY

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13 By: /s/ Deanna L. Johnston

14 Deanna L. Johnston

15 Attorneys for Defendant
16 EXPERIAN INFORMATION SOLUTIONS,
17 INC.

18 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
19 “conformed” signature (/s/) within this efiled document.

20

21 By: /s/ Deanna L. Johnston

22 Deanna L. Johnston

23 Attorneys for Defendant
24 EXPERIAN INFORMATION SOLUTIONS,
25 INC.

26 **[:] ORDER**

27 Pursuant to the parties' joint stipulation, and good cause appearing therefore, IT IS SO
28 ORDERED.

Dated: 8/23, 2006.

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30 By: /s/ Ronald M. Whyte

31 THE HONORABLE RONALD M.
32 WHYTE, UNITED STATES DISTRICT
33 COURT JUDGE

34 SFI-546535v1